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**FOLEY
HOAG** LLP
ATTORNEYS AT LAW

6



Fax

Date: December 4, 2002

To: OIPE/Customer Service

Fax #: 703-746-4060

Confirm#:

Client Matter#: 23986-00101

From: Jeffrey M. Sears

Sender's Number: 3022

User #:

Total Pages Sent (Including Cover Sheet): 21

Office: Boston

Message

Transmitted herewith are the following documents:

Transmittal Form (1 pgs);
Letter (1 pg);
Copy of Response to File Missing Parts and related papers (13 pgs);
Submission of Power of Attorney (1 pg);
Executed Power of Attorney (1 pg);
Statement Under 37 CFR § 3.73(b) (1 pg);
Request to Associate (1 pg); and
Supplemental Application Data Sheet (1 pg).

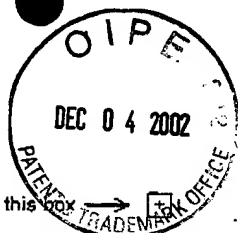
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WASHINGTON, DC / 1747 Pennsylvania Ave., NW / Suite 1200 / Washington, DC 20006-4604 / TEL: 202.223.1200 / FAX: 202.785.6687
Foley Hoag LLP
www.foleyhoag.com

Received from < > at 12/4/02 3:53:42 PM [Eastern Standard Time]



Please type a plus sign (+) inside this box

PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>		Application Number	09/854,325
		Filing Date	May 12, 2001
		First Named Inventor	Nemo Semret
		Group Art Unit	2164
		Examiner Name	Not Yet Assigned
Total Number of Pages in This Submission	21	Attorney Docket Number	IHG-001.01 (23986-101)

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Copy of Response to Missing Parts/ Incomplete Application and related papers originally filed 08/01/01. <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input checked="" type="checkbox"/> Power of Attorney, Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD. Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): - Letter - Submission of Power of Attorney - Statement Under 37 CFR 3.73(b) - Request to Associate - Supplemental Application Data Sheet - Fax Cover Sheet
Remarks	Customer No 25181	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Jeffrey M. Sears, Reg. No. 48,440
Signature	<i>Jeffrey M. Sears</i>
Date	December 4, 2002

CERTIFICATE OF FACSIMILE TRANSMISSION			
I hereby certify that this correspondence is being facsimile transmitted to: OIPE/Customer Service, U.S. Patent and Trademark Office at (703) 746-4080.			
Typed or printed name	Joan E. Meagher		
Signature	<i>Joan E. Meagher</i>	Date	December 4, 2002

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Semret, et al.)
Serial No.: 09/854,325) Group Art Unit: 2164
Filed: May 12, 2001) Examiner: Not Yet Assigned
For: Method and System for Market Based) Attorney Docket No.: IHG-001.01
Resource Allocation)

CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. § 1.8(a)

I hereby certify that this correspondence is being facsimile transmitted to the OIPE/ Customer Service, U.S. Patent and Trademark Office at (703) 746-4060.

December 4, 2002
Date

Joan E. Meagher
Joan E. Meagher

Commissioner for Patents
Washington, D.C. 20231

LETTER

Dear Sir:

Pursuant to our telephone conversation of November 25, 2002 and December 4, 2002, enclosed is a copy of a Response to Notice to File Missing Parts and related papers originally filed August 1, 2001.

Please enter the response in the above-identified application, thereby satisfying the filing requirements.

Applicants request OIPE to contact the undersigned attorney if questions arise concerning this letter.

Respectfully submitted,
FOLEY HOAG LLP

Date: 12/4/02

Customer No. 25,181
Patent Group
Foley Hoag LLP
155 Seaport Blvd.
Boston, MA 02210
Tel: (617) 832-3022
Fax: (617) 832-7000

Jeffrey M. Sear
Jeffrey M. Sear
Reg. No. 48,440
Attorney for the Applicants



COPY

+

PTO/SB/21 (modified)
 Approved for use through xx/xx/xx, OMB 0651-0031
 Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

0001/PTO Rev. 10/95		U.S. Department of Commerce Patent and Trademark Office	
TRANSMITTAL FORM (to be used for all correspondence during pendency of filed application)		Application Number	09/854,325
		Filing Date	May 12, 2001
		First Named Inventor	Samret
		Group Art Unit Number	2164
		Examiner Name	Unknown
Total Number of Pages In This Submission		Attorney Docket Number	61624-04980

ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form (in duplicate) <input checked="" type="checkbox"/> Check Enclosed \$65.00 <input checked="" type="checkbox"/> Return Receipt Postcard <input checked="" type="checkbox"/> Response to Notice to File Missing Parts <input type="checkbox"/> Assignment & Recordation Cover Sheet <input checked="" type="checkbox"/> Declaration (executed) <input type="checkbox"/> Power of Attorney <input type="checkbox"/> Application Data Sheet <input type="checkbox"/> Information Disclosure Statement & PTO-1449 <input type="checkbox"/> Copies of IDS Cited References <input checked="" type="checkbox"/> Request for Corrected Filing Receipt <input type="checkbox"/> Request for Correction of Recorded Assignment <input type="checkbox"/> Amendment/Response: [] Page(s) <input type="checkbox"/> After Final <input type="checkbox"/> Status Request <input type="checkbox"/> Revocation and Substitute Power of Attorney	<input type="checkbox"/> Issue Fee Transmittal <input type="checkbox"/> Letter to Chief Draftsperson <input type="checkbox"/> Formal Drawing(s): [] Sheet(s) of Figure(s) [] <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> After Allowance Communication to Group <input checked="" type="checkbox"/> Copy of Notice to File Missing Parts <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
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REMARKS:

SIGNATURE OF ATTORNEY OR AGENT

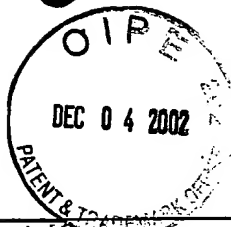
Signature:	<i>Laura Majerus</i>
Attorney/Reg. No.:	Laura A. Majerus/33,417
Dated:	08/01/01

CERTIFICATE OF MAILING

I hereby certify that this correspondence, including the enclosures identified above, is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on the date shown below. If the Express Mail Mailing Number is filled in below, then this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service pursuant to 37 CFR 1.10.

Signature:	<i>Laura Majerus</i>
Typed or Printed Name:	Laura A. Majerus
Dated:	08/01/01
Express Mail Mailing Number (optional):	

61624/04980/1195345



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PTO/SB/17 (10-00)(modified)

Approved for use through 09/29/01, OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

0002/PTO(modified) Rev. 10/2000	U.S. Department of Commerce Patent and Trademark Office	Complete if Known	
FEE TRANSMITTAL		Application Number	09/854,325
		Filing Date	May 12, 2001
		First Named Inventor	Semret
		Group Art Unit	2164
		Examiner Name	Unknown
		Attorney Docket Number	61624-04980
TOTAL AMOUNT OF PAYMENT			
Subtotal (1) + Subtotal (2) + Subtotal (3) =		(\$ 65.00)	

METHOD OF PAYMENT		FEE CALCULATION (continued)																																																																																									
1. The Commissioner is hereby authorized to: <input type="checkbox"/> Charge the indicated fees to the below mentioned deposit account. <input checked="" type="checkbox"/> Charge any additional fee required under 37 CFR 1.16 - 1.21 or credit any over payments to the below mentioned deposit account. <input checked="" type="checkbox"/> Applicant claims small entity status See 37 CFR 1.27 Deposit Account Number: 19-2555 Deposit Account Name: FENWICK & WEST LLP A Duplicate Copy of this authorization is attached 2. <input checked="" type="checkbox"/> Payment Enclosed: <input checked="" type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Other		3. ADDITIONAL FEES <table border="1"> <thead> <tr> <th>Large Entity Fee Code/Fee</th> <th>Small Entity Fee Code/Fee</th> <th>Fee Description</th> <th>Fee Due</th> </tr> </thead> <tbody> <tr> <td>105/\$130</td> <td>205/\$66</td> <td>Surcharge - late filing fee or oath</td> <td>65</td> </tr> <tr> <td>127/\$50</td> <td>227/\$25</td> <td>Surcharge-late provisional filing fee or cover sheet</td> <td></td> </tr> <tr> <td>147/\$2,520</td> <td>147/\$2,520</td> <td>For filing a request for reexamination</td> <td></td> </tr> <tr> <td>115/\$110</td> <td>215/\$55</td> <td>Extension for response within first month†</td> <td></td> </tr> <tr> <td>116/\$380</td> <td>216/\$195</td> <td>Extension for response within second month†</td> <td></td> </tr> <tr> <td>117/\$690</td> <td>217/\$445</td> <td>Extension for response within third month†</td> <td></td> </tr> <tr> <td>118/\$1,390</td> <td>218/\$695</td> <td>Extension for response within fourth month†</td> <td></td> </tr> <tr> <td>128/\$1,690</td> <td>228/\$946</td> <td>Extension for response within fifth month†</td> <td></td> </tr> <tr> <td>119/\$310</td> <td>219/\$155</td> <td>Notice of Appeal</td> <td></td> </tr> <tr> <td>141/\$1,240</td> <td>241/\$620</td> <td>Petition to revive unintentionally abandoned application</td> <td></td> </tr> <tr> <td>142/\$1,240</td> <td>242/\$620</td> <td>Utility Issue Fee (Or Reissue)</td> <td></td> </tr> <tr> <td>143/\$440</td> <td>243/\$220</td> <td>Design Issue Fee</td> <td></td> </tr> <tr> <td>122/\$130</td> <td>122/\$130</td> <td>Petitions to the Commissioner</td> <td></td> </tr> <tr> <td>126/\$180</td> <td>126/\$180</td> <td>Submission of Information Disclosure Statement</td> <td></td> </tr> <tr> <td>179/\$710</td> <td>279/\$355</td> <td>Request for Continued Examination (RCE)</td> <td></td> </tr> <tr> <td>581/\$40</td> <td>581/\$40</td> <td>Recording each patent assignment per property (times number of properties)</td> <td></td> </tr> <tr> <td>146/\$710</td> <td>246/\$355</td> <td>Filing a submission after final rejection (37 CFR 1.129(a))</td> <td></td> </tr> <tr> <td>146/\$710</td> <td>246/\$355</td> <td>For each additional invention to be examined (37 CFR 1.129(b))</td> <td></td> </tr> <tr> <td colspan="2">Other fee (specify):</td> <td></td> <td></td> </tr> <tr> <td colspan="2">Other fee (specify):</td> <td></td> <td></td> </tr> <tr> <td colspan="2">SUBTOTAL (3)</td> <td colspan="2">(\$ 65.00)</td> </tr> </tbody> </table>		Large Entity Fee Code/Fee	Small Entity Fee Code/Fee	Fee Description	Fee Due	105/\$130	205/\$66	Surcharge - late filing fee or oath	65	127/\$50	227/\$25	Surcharge-late provisional filing fee or cover sheet		147/\$2,520	147/\$2,520	For filing a request for reexamination		115/\$110	215/\$55	Extension for response within first month†		116/\$380	216/\$195	Extension for response within second month†		117/\$690	217/\$445	Extension for response within third month†		118/\$1,390	218/\$695	Extension for response within fourth month†		128/\$1,690	228/\$946	Extension for response within fifth month†		119/\$310	219/\$155	Notice of Appeal		141/\$1,240	241/\$620	Petition to revive unintentionally abandoned application		142/\$1,240	242/\$620	Utility Issue Fee (Or Reissue)		143/\$440	243/\$220	Design Issue Fee		122/\$130	122/\$130	Petitions to the Commissioner		126/\$180	126/\$180	Submission of Information Disclosure Statement		179/\$710	279/\$355	Request for Continued Examination (RCE)		581/\$40	581/\$40	Recording each patent assignment per property (times number of properties)		146/\$710	246/\$355	Filing a submission after final rejection (37 CFR 1.129(a))		146/\$710	246/\$355	For each additional invention to be examined (37 CFR 1.129(b))		Other fee (specify):				Other fee (specify):				SUBTOTAL (3)		(\$ 65.00)	
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SUBMITTED BY Typed or Printed Name: Laura A. Majerus Signature: <i>Laura Majerus</i>		Complete (if applicable) Reg. Number: 33,417 Date: 08/01/01																																																																																									

† Request for Extension of Time per 37 CFR 1.136 (a)(3) made hereby

Rev. 09/30/2000
61624/04980/1195347



COPY PATENT

IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

APPLICANT(S): Semret *et al.*
APPLICATION NO.: 09/854,325
FILING DATE: May 12, 2001
TITLE: Method and System for Market Based Resource Allocation
EXAMINER: Unknown
GROUP ART UNIT: 2164
ATTY. DKT. NO.: 61624-04980

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Box Missing Parts, Commissioner For Patents, Washington, D.C. 20231, on the date shown below:

Dated: Aug 01, 2001By: Laura Majerus
Laura A. Majerus, Reg. No.: 33,417

BOX MISSING PARTS
COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

RESPONSE TO NOTICE TO FILE MISSING
PARTS OF APPLICATION

SIR:

Responsive to the Notice to File Missing Parts dated July 16, 2001, received in the above-identified patent application,

☒ Enclosed are:

- ☒ a copy of the Notice to File Missing Parts;
- ☒ an original, signed Declaration;
- ☐ an original, signed Power of Attorney;
- ☐ an Application Data Sheet;
- ☒ payment in the amount of \$130.00 for the
- ☐ application filing fee;

COPY PATENT

- ☐ fee for additional claims; and
- ☒ missing parts surcharge.
- ☒ Request for Corrected Filing Receipt
- ☒ Applicant claims small entity status under 37 C.F.R. § 1.27.

Respectfully submitted,
SEMRET ET AL.

Dated: Aug 01, 2001

By: Laura Majerus
Laura A. Majerus, Reg. No.: 33,417
Fenwick & West LLP
Two Palo Alto Square
Palo Alto, CA 94306
Tel.: (650) 858-7152
Fax.: (650) 494-1417

61624/04980/1195343.1



COPY Page 1 of 1



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/854,325	05/12/2001	Nemo Semret	61624-04980

00758
FENWICK & WEST LLP
TWO PALO ALTO SQUARE
PALO ALTO, CA 94306

CONFIRMATION NO. 7653

FORMALITIES LETTER



OC000000006300676

Date Mailed: 07/16/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

*A copy of this notice **MUST** be returned with the reply.*


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PART 2 - COPY TO BE RETURNED WITH RESPONSE



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IN THE UNITED STATES

PATENT AND TRADEMARK OFFICE

APPLICANT(S): Semret *et al.*
APPLICATION NO.: 09/854,325
FILING DATE: May 12, 2001
TITLE: Method and System for Market Based Resource Allocation
EXAMINER: Unknown
GROUP ART UNIT: 2164
ATTY. DKT. NO.: 61624-04980

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, Office of Initial Patent Examination, Customer Service Center, Washington, D.C. 20231, on the date shown below:

Dated: Aug 01, 2001By: Laura Majerus
Laura A. Majerus, Reg. No.: 23,417

COMMISSIONER FOR PATENTS
OFFICE OF INITIAL PATENT EXAMINATION
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WASHINGTON, DC. 20231

REQUEST FOR CORRECTED FILING RECEIPT

SIR:

Enclosed is a copy of the Official Filing Receipt. It contains the following error:

1. The entity status is Small Entity. Please correct the filing receipt to reflect this status.

Please issue a corrected Filing Receipt rectifying this error.

COPY

Respectfully submitted,
SEMRET ET AL.

Dated: Aug 01, 2001

By: Laura Majerus
Laura A. Majerus, Reg. No.: 33,417
Fenwick & West LLP
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 Date Mailed: 08/01/01 | Atty/Sec: LAM/cdc | Filing Date: May 12, 2001
 Application No.: 09/854,325 | Docket No.: 61624-04980

Applicant(s): Nemo Semret and Giovanna Glammarino

Title: Method and System for Market Based Resource Allocation

Please imprint Patent Office "date stamp" hereon to indicate receipt and return card to addressee.

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|----------------------------------------------------------------------|-------------------------------------------------------------------------------------|
| <input type="checkbox"/> _ pages of Specification, Claims & Abstract | <input type="checkbox"/> Request and Certification under 35 U.S.C. 122(b)(2)(B)(i). |
| <input type="checkbox"/> _ sheets of formal drawings | <input type="checkbox"/> Amendment/Response |
| <input type="checkbox"/> Provisional Application Cover Sheet | <input checked="" type="checkbox"/> Response to Notice Of Missing Parts |
| <input type="checkbox"/> New Utility Application Transmittal | <input checked="" type="checkbox"/> Request to Correct Filing Receipt |
| <input checked="" type="checkbox"/> Transmittal | <input type="checkbox"/> Request to Correct Assignment |
| <input checked="" type="checkbox"/> Fee Transmittal (In duplicate) | <input type="checkbox"/> IDS, PTO-1449, and cited references |
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| <input type="checkbox"/> Assignment & Recordation Cover Sheet | <input type="checkbox"/> Formal Drawings: _ sheets |
| <input type="checkbox"/> New Design Application Transmittal | <input type="checkbox"/> Notice of Appeal |
| <input type="checkbox"/> CPA Request Transmittal | <input checked="" type="checkbox"/> Check in the amount of \$65.00 |
| <input type="checkbox"/> Application Data Sheet | <input type="checkbox"/> Express Mail No. |

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Date Mailed: 08/01/01 | Atty/Sec: LAM/cdc | Filing Date: May 12, 2001
 Application No.: 09/854,325 | Docket No.: 61624-04980
 Applicant(s): Nemo Semret and Giovanna Giammarino
 Title: Method and System for Market Based Resource Allocation

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<input type="checkbox"/> ___ pages of Specification, Claims & Abstract	<input type="checkbox"/> Request and Certification under 35 U.S.C. 122(b)(2)(B)(i).
<input type="checkbox"/> ___ sheets of formal drawings	<input type="checkbox"/> Amendment/Response
<input type="checkbox"/> Provisional Application Cover Sheet	<input checked="" type="checkbox"/> Response to Notice Of Missing Parts
<input type="checkbox"/> New Utility Application Transmittal	<input checked="" type="checkbox"/> Request to Correct Filing Receipt
<input checked="" type="checkbox"/> Transmittal	<input type="checkbox"/> Request to Correct Assignment
<input checked="" type="checkbox"/> Fee Transmittal (In duplicate)	<input type="checkbox"/> IDS, PTO-1449, and cited references
<input type="checkbox"/> Declaration	<input type="checkbox"/> Issue Fee Transmittal
<input type="checkbox"/> Power of Attorney	<input type="checkbox"/> Letter to Chief Draftsperson
<input type="checkbox"/> Assignment & Recordation Cover Sheet	<input type="checkbox"/> Formal Drawings: ___ sheets
<input type="checkbox"/> New Design Application Transmittal	<input type="checkbox"/> Notice of Appeal
<input type="checkbox"/> CPA Request Transmittal	<input checked="" type="checkbox"/> Check in the amount of \$65.00
<input type="checkbox"/> Application Data Sheet	<input checked="" type="checkbox"/> Express Mail No.





IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Nemo Semret, et al.

Serial No: 09/854,325

Art Unit: 2164

Filed: May 12, 2001

Attorney Document No. IHG-001.01

For: Method and System for Market
Based Resource Allocation

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to: OIPE/Customer Service, U.S. Patent and Trademark Office at (703) 746-4060, on December 4, 2002.


Jean E. Meagher

Commissioner for Patents
Washington, D.C. 20231

REQUEST TO ASSOCIATE

Sir:

Applicant submits herewith a Supplemental Application Data Sheet to associate the above-identified application with Customer Number 25181.

Respectfully Submitted,

Date: December 4, 2002

Customer No: 25181

Patent Group

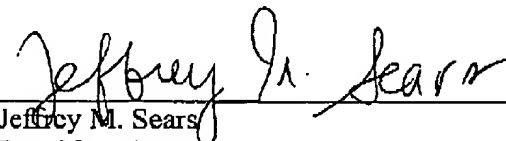
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